

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
DUBLIN DIVISION

U.S. DISTRICT COURT  
AUGUSTA DIV.

2023 FEB 14 P 3:25

CLERK

SO. DIST. OF GA.

EDILIO BENJAMIN HERNANDEZ,

Petitioner,

v.

CV 322-168

WARDEN, FCI SAFFORD,

Respondent.

**ORDER**

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion, **GRANTS** Respondent's motion to dismiss, (doc. no. 11), **DISMISSES** without prejudice the petition filed pursuant to 28 U.S.C. § 2241, **CLOSES** this civil action, and **DIRECTS** the Clerk to enter an appropriate judgment of dismissal.

SO ORDERED this 14<sup>th</sup> day of February, 2023, at Augusta, Georgia.

  
UNITED STATES DISTRICT JUDGE